



16/11/05  
Receipt  
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ATTORNEY DOCKET No.: 2003946-0049 (OP1254-US)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Imai, et al.	Examiner:	Vandervegt, Francois P.
Serial No.:	09/963,316	Art Unit:	1644
Filing Date:	September 25, 2001		
Title:	USES OF ANTI-CX3CR1 ANTIBODY, ANTI-FRACTALKINE ANTIBODY AND FRACTALKINE		

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

TRANSMITTAL

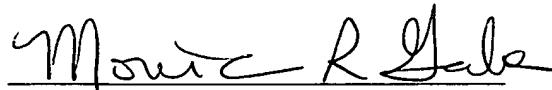
Enclosed please find the following documents regarding the above-referenced case:

- 1) Petition To Correct Filing Receipt (2 pages);
- 2) Copy of Corrected Filing Receipt (2 pages);
- 3) Copy of Declaration (3 pages);
- 4) Copy of Notice of Acceptance of Power of Attorney (1 page) and Notice  
Regarding Change of Power of Attorney (1 page); and
- 5) Return Postcard.

Please charge any fees or credit any overpayments to our Deposit Account No. 03-1721.

Respectfully Submitted,

Dated: Nov. 7, 2005

  
Monica R. Gerber  
Registration Number 46,724

CHOATE, HALL & STEWART LLP  
Patent Department  
Two International Place  
Boston, MA 02110

Phone: 617-248-5000  
Fax: 617-248-4000

4007240v1

<b>Certificate of Mailing</b>	
I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450	
<u>Nov. 7, 2005</u>	<u>Beatrice M. Aveline</u>
Date	Signature
Beatrice M. Aveline	
Typed or Printed Name of person signing certificate	



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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

REQUEST FOR CORRECTION OF FILING RECEIPT

Applicant respectfully requests correction of the Filing Receipt mailed on August 20, 2002 (copy attached) in the above-referenced case.

(1) Please change city of residence of third listed inventor (Kenzo Muramoto):  
from "Kyoto-shi" to "Tsukuba-shi".

A copy of the Declaration filed in this case, showing the correct city of residence of this inventor is attached.

(2) Please change name and address of Attorney:

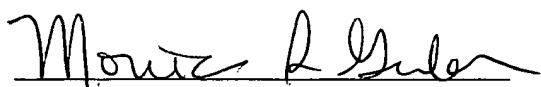
from "Knobbe Martens Olson & Bear LLP  
2040 Main Street  
Fourteenth Floor  
Irvin, CA 91614" to "Choate, Hall & Stewart, LLP  
Patent Group  
Two International Place  
Boston, MA 02110"

Copies of the Notice of Acceptance of Power of Attorney and Notice Regarding Change of Power of Attorney emitted in this case are attached.

Applicant respectfully requests that a corrected filing receipt be issued as soon as possible.

Respectfully Submitted,

Dated: Nov. 7, 2005



Monica R. Gerber

Registration Number 46,724

CHOATE, HALL & STEWART LLP

Patent Department

Two International Place

Boston, MA 02110

Phone: 617-248-5000

Fax: 617-248-4000

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Nov. 7, 2005  
Date

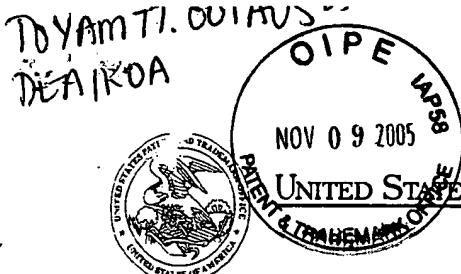
Aveline  
Signature

Beatrice M. Aveline

Typed or Printed Name of person signing certificate

3760419v1

4007239v1



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/963,316	09/25/2001	1642	1450	TOYAM77.001AUS	10	14	9

**CONFIRMATION NO. 1352**

20995  
KNOBBE MARTENS OLSON & BEAR LLP  
2040 MAIN STREET  
FOURTEENTH FLOOR  
IRVINE, CA 91714

CHOATE, HALL & STEWART, LLP  
PATENT GROUP  
TWO INTERNATIONAL PLACE  
BOSTON, MA 02110

**UPDATED FILING RECEIPT**



\*OC00000008655889

Date Mailed: 08/20/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

**Applicant(s)**

**Domestic Priority data as claimed by applicant**

## Foreign Applications

JAPAN 2001-77384 03/19/2001

If Required, Foreign Filing License Granted 10/29/2001

**Projected Publication Date: 11/28/2002**

**Non-Publication Request: No**

**Early Publication Request: No**

**Title**

## Uses of anti-CX3CR1 antibody, anti-fractalkine antibody and fractalkine

**Preliminary Class**

424

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**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

# COPY

Page 1

Attorney's Docket No. \_\_\_\_\_



## DECLARATION AND POWER OF ATTORNEY - USA PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is

sought on the invention entitled USES OF ANTI-CX3CR1 ANTIbody, ANTI-FRACTALKINE ANTIBODY AND FRACTALKINE  
the specification of which:

(a)  is attached hereto; or

(b)  was filed on September 25, 2001 as Application

No. 09/963,316 or Express Mail No., as Application No.  
not

yet known \_\_\_\_\_ and was amended

on \_\_\_\_\_ (if applicable); or

(c)  was described and claimed in PCT International Application No.

filed on \_\_\_\_\_

and as amended under PCT Article 19 on \_\_\_\_\_

(if any) and/or under PCT Article 34 on \_\_\_\_\_ (if any).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above;

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56;

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent, design or inventor's certificate or any PCT international application(s) listed below and have also identified below any foreign application(s) for patent, design or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed for the same subject matter having a filing date before that of the application(s) of which priority is claimed:

### PRIOR FOREIGN APPLICATION(S)

COUNTRY (OR INDICATE IF PCT)	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 37 U.S.C. § 119
Japan	2001-77384	19/03/2001	<input checked="" type="radio"/> YES <input type="radio"/> NO
			<input type="radio"/> YES <input type="radio"/> NO
			<input type="radio"/> YES <input type="radio"/> NO
			<input type="radio"/> YES <input type="radio"/> NO

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below, and insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56, which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Prior U.S.A. Application(s)

Application No.: \_\_\_\_\_ Filing Date: \_\_\_\_\_ Status: \_\_\_\_\_

POWER OF ATTORNEY: I hereby appoint the registrants of Knobbe, Martens, Olson & Bear, LLP, 620 Newport Center Drive, Sixteenth Floor, Newport Beach, California 92660, Telephone (949) 760-0101, Customer No. 20,995.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

-----

Full name of sole or first inventor: Toshio IMAI

Inventor's signature Toshio IMAI Day 19th Month December Year 2001

Residence (city and country): Kyoto-shi, Japan

Citizenship: Japanese

Post Office Address: Daikokucho 688, Kamidachiuri-agaru, Jofukuji, Kamigyo-ku, Kyoto-shi, Kyoto, Japan

Full name of second inventor: Miyuki NISHIMURA

Inventor's signature Miyuki Nishimura Day 19th Month December Year 2001

Residence (city and country): Kyoto-shi, Japan

Citizenship: Japanese

Post Office Address: Royal Uzumasa 303, Katsuragi-cho 9, Uzumasa, Ukyo-ku, Kyoto-shi, Kyoto, Japan

Full name of third inventor: Kenzo MURAMOTO

Inventor's signature Kenzo Muramoto Day 19th Month December Year 2001

Residence (city and country): Tsukuba-shi, Japan

Citizenship: Japanese

Post Office Address: Mimouniwa 402-10, Tsukuba-shi, Ibaraki-ken, Japan

Full name of Forth inventor: Yoshikazu KUBOI

Inventor's signature Yoshikazu K. KUBOI Day 19th Month December Year 2001

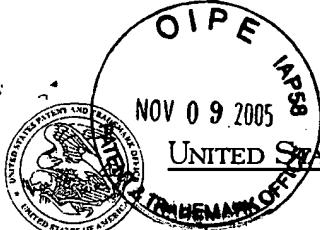
Residence (city and country): Tsukuba-shi, Japan

Citizenship: Japanese

Post Office Address: Matsushiro 2-13-14-A302, Tsukuba-shi, Ibaraki-ken, Japan

Send Correspondence To:  
KNOBBE, MARTENS, OLSON & BEAR, LLP  
Customer No. 20,995  
PF-33

BHT/B4



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/963,316	09/25/2001	Toshio Imai	TOYAM77.001AUS

CHOATE, HALL & STEWART  
 PATENT DEPARTMENT  
 EXCHANGE PLACE  
 53 STATE STREET  
 BOSTON, MA 02109



\*OC000000010929259\*

Date Mailed: 09/25/2003

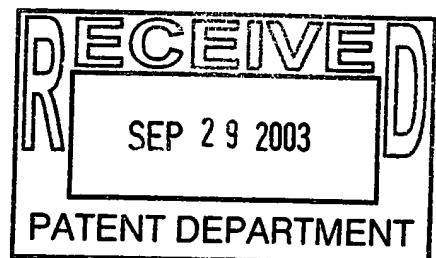
**NOTICE OF ACCEPTANCE OF POWER OF ATTORNEY**

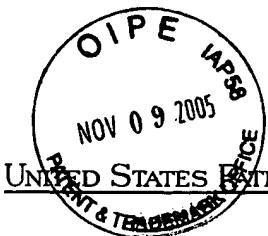
This is in response to the Power of Attorney filed 08/27/2003.

The Power of Attorney in this application is accepted. Correspondence in this application will be mailed to the above address as provided by 37 CFR 1.33.

EASON SMALLWOOD  
 1600 (703) 306-4085

ATTORNEY/APPLICANT COPY





UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/963,316	09/25/2001	Toshio Imai	TOYAM77.001AUS

20995  
 KNOBBE MARTENS OLSON & BEAR LLP  
 2040 MAIN STREET  
 FOURTEENTH FLOOR  
 IRVINE, CA 92614



\*OC000000010929128\*

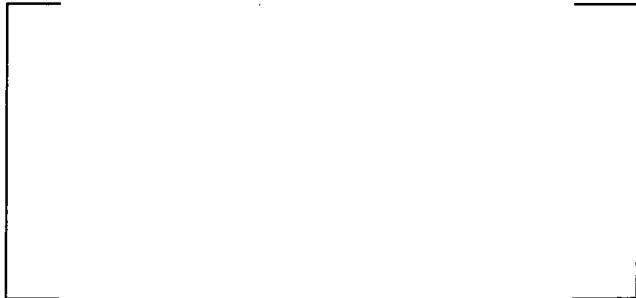
CONFIRMATION NO. 1352

Date Mailed: 09/25/2003

**NOTICE REGARDING CHANGE OF POWER OF ATTORNEY**

This is in response to the Power of Attorney filed 08/27/2003.

- The Power of Attorney to you in this application has been revoked by the assignee who has intervened as provided by 37 CFR 3.71. Future correspondence will be mailed to the new address of record(37 CFR 1.33).



*Eaon Smallwood*  
 EAON SMALLWOOD  
 1600 (703) 306-4085

NEW ATTORNEY/AGENT COPY